



**CITY OF MORGAN HILL
COUNCIL CHAMBERS**

17555 PEAK AVENUE MORGAN HILL CALIFORNIA 95037

COUNCIL MEMBERS

Dennis Kennedy, Mayor
Hedy L. Chang, Mayor Pro Tempore
Cynthia J. Cook, Council Member
Steve Tate, Council Member
Greg Sellers, Council Member

REDEVELOPMENT AGENCY

Dennis Kennedy, Chairperson
Cynthia J. Cook, Vice-Chairperson
Hedy L. Chang, Agency Member
Steve Tate, Agency Member
Greg Sellers, Agency Member

WEDNESDAY, DECEMBER 8, 1999

AGENDA

JOINT MEETING

CITY COUNCIL SPECIAL MEETING

and

REDEVELOPMENT AGENCY SPECIAL MEETING

A Special Meeting is called at 6:00 P.M. for the purpose of holding Closed Sessions, followed by City Council and Redevelopment Agency business.

Dennis Kennedy, Mayor

6:00 P.M.

CALL TO ORDER

(Mayor/Chairperson Kennedy)

ROLL CALL ATTENDANCE

(Deputy City Clerk/Deputy Agency Secretary Corbet)

DECLARATION OF POSTING OF AGENDA

Per Government Code 54954.2

(Deputy City Clerk/Deputy Agency Secretary Corbet)

OPPORTUNITY FOR PUBLIC COMMENT

City Council Action

CLOSED SESSION:

Time

Estimate

45 minutes

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Legal Authority: Government Code Section 54956.9(a)
Closed Session Topic: Wood v. City of Morgan Hill; WCAB #SJO 185731
Attendees: Councilmembers; City Manager Jinkens; Interim Human Resources Manager Dile; Interim City Attorney Leichter; Special Counsel Robert Lofgren; Special Counsel Richard Whitmore and Ernie Malaspina; Police Chief Schwab

15 minutes

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Legal Authority: Government Code Section 54956.9(a)
Title of Case: Farrow v. City of Morgan Hill
Case Number: United States District Court, Northern District C-99 20527 JW.
Parties: Larry Farrow
Subject of Litigation: Alleged discrimination and violation of due process.
Topic: Litigation.
Attorney: Helene Leichter
Attendees: Councilmembers; City Manager, City Attorney

CLOSED SESSION ANNOUNCEMENT:

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

NOW IS THE TIME FOR COMMENTS FROM THE PUBLIC REGARDING ITEMS NOT ON THIS AGENDA.

(See notice attached to the end of this agenda.)

PUBLIC COMMENTS ON ITEMS APPEARING ON THIS AGENDA WILL BE TAKEN AT THE TIME THE ITEM IS ADDRESSED BY THE COUNCIL. PLEASE COMPLETE A SPEAKER CARD AND PRESENT TO THE CITY CLERK.

(See notice attached to the end of this agenda.)

OTHER BUSINESS:

	Time Estimate		Page
1)	1 Hour	<u>DISCUSSION AND POSSIBLE ACTION TO FURTHER DEFINE THE CITY'S POLICY POSITION WITH REGARD TO THE MAINTENANCE OF NEEDED MEDICAL SERVICES IN MORGAN HILL</u>	1
		<u>Recommended Action:</u> 1. <u>Hear</u> Report from Council Committee Members and staff, 2. <u>Receive</u> comments from the public, and 3. <u>Determine</u> if additional policy direction is needed to support the maintenance of important medical services in Morgan Hill and provide same.	
2)	45 minutes	<u>DISCUSSION AND POSSIBLE INDICATION OF THE CITY COUNCIL'S POSITION RELATED TO THE PROPOSED METCALF CALPINE-BETHAL POWER PLANT</u>	2A
		<u>Recommended Action:</u> <u>City Council to Indicate</u> It's Position in Support or Opposition to the Proposed Metcalf Calpine-Bethal Power Plant.	

City Council and Redevelopment Agency Action

CONSENT CALENDAR:

	Time Estimate		Page
		Consent Calendar: 1 - 10 minutes	
3)		<u>APPROVAL OF JOINT REGULAR AND SPECIAL MEETING MINUTES OF NOVEMBER 23, 1999</u>	3

City Council Action

CONSENT CALENDAR:

	Time Estimate		Page
		Consent Calendar: 1 - 10 minutes	
4)		<u>YMCA PROPOSAL FOR THE PROGRAM BUDGETARY ALLOCATION OF \$15,000</u>	23
		<u>Recommended Action:</u> <u>Receive Recommendation</u> by the Parks and Recreation Commission and the Senior Advisory Committee; <u>Approve</u> Funding of the Proposal as Presented by the Mt. Madonna YMCA.	

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

Redevelopment Agency Action

CLOSED SESSION:

**Time
Estimate**

30 Minutes

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS/CONFERENCE WITH
LEGAL COUNSEL - POTENTIAL LITIGATION**

Legal Authority: Government Code 54956.8 & 54956.9(c) (1potential case)

Real Propert(ies) involved: APN 728-31-007 & 008; 25.50 acres located on the
southwesterly side of Mission View and Cochrane Road; and
APN 728-31-009 - 12.88 acres located on the southeast
corner of Cochrane and Highway 101 (St. Louise Hospital
property)

City Negotiators: Agency Members, Executive Director, Acting City Attorney,
F. Gale Conner

Closed Session Topic: Real Estate Negotiations and Potential Litigation

CONFERENCE WITH LEGAL COUNSEL - REAL PROPERTY TRANSACTION

Legal Authority: Government Code Section 54956.8

Real property(ies) involved: Vacant Property (former gas station property)
APN 726-13-003
17090 Monterey Road, Morgan Hill

Agency Negotiators: Agency Members, David Jinkens, Executive Director
Garrett Toy, Director of Business Assistance & Housing
Services

Closed Session Topic: Acquisition of Real Property

CLOSED SESSION ANNOUNCEMENT:

FUTURE COUNCIL-INITIATED AGENDA ITEMS:

Note: in accordance with Government Code Section 54954.2(a), there shall be no discussion, debate and/or action
taken on any request other than providing direction to staff to place the matter of business on a future agenda.

ADJOURNMENT